



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT(S): Gary Strobel et al.
APPLICATION NO.: 10/623,432
FILING DATE: July 17, 2003
TITLE: Compositions Related to a Novel Endophytic Fungi and
Methods of Use
EXAMINER: Irene Marx
GROUP ART UNIT: 1651
ATTY. DKT. NO.: 34373/0007

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 11/30/2006

By: Michelle Samonek

Michelle Samonek

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DECLARATION SUPPORTING AMENDMENT

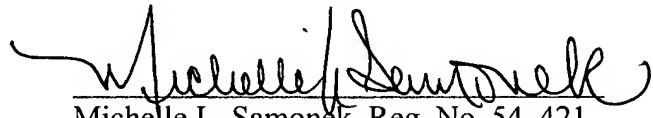
PURSUANT TO MPEP 608.01(p)

I, Michelle Samonek, declare as follows:

1. I am Corporate Counsel and Intellectual Property Manager for AgraQuest, Inc. and represent Applicant as to U.S. Application No. 10/623,432.
2. U.S. Application No. 10/623,432 is a continuation in part of U.S. Application No. 10/121,740, which was granted as U.S. Patent No. 6,911,338. U.S. Application No. 10/121,740 was incorporated by reference in its entirety into U.S. Application No. 10/623,432. (See paragraph 001 of U.S. Application No. 10/623,432.)

3. In the Amendment and Response to Final Office Action filed along with the Request for Continued Examination dated November 30, 2006, the example added to the specification of Application No. 10/623,432 is the same as matter recited in U.S. Patent No. 6,911,338. Therefore, the example contains no new matter.
4. All statement made herein of my own knowledge are true and all statements made upon information and belief are believed to be true; further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

11/30/2006
Date


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